

232.00010120

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

Unknown

INTERNATIONAL APPLICATION NO.
PCT/US97/07725INTERNATIONAL FILING DATE
08 May 1997 (08.05.97)PRIORITY DATE CLAIMED
08 May 1996 (08.05.96)

TITLE OF INVENTION NUCLEIC ACID ENCODING SPINOCEREBELLAR ATAXIA-2 AND PRODUCTS RELATED THERETO

APPLICANT(S) FOR DO/EO/US Stefan M. Pulst

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☒ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

A copy of the originally-filed Request Form
A copy of the originally-filed International Application
A copy of the International Search Report and cited references attached thereto

"EXPRESS MAIL" MAILING LABEL NUMBER: EM50296745US
DATE OF DEPOSIT: 8 January 1998
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE
UNITED STATES POSTAL SERVICE "EXPRESS MAIL" POST OFFICE TO ADDRESSEE
SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO
THE ASSISTANT COMMISSIONER FOR PATENTS.
WASHINGTON, D.C. 20231
PRINTED NAME: Lisa D. LaBrecche
SIGNATURE: Lisa D. LaBrecche

17. ☒ The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :**Search Report has been prepared by the EPO or JPO **\$910.00**International preliminary examination fee paid to USPTO (37 CFR 1.482)
..... **\$700.00**No international preliminary examination fee paid to USPTO (37 CFR 1.482)
but international search fee paid to USPTO (37 CFR 1.445(a)(2)) **\$770.00**Neither international preliminary examination fee (37 CFR 1.482) nor
international search fee (37 CFR 1.445(a)(2)) paid to USPTO **\$1040.00**International preliminary examination fee paid to USPTO (37 CFR 1.482)
and all claims satisfied provisions of PCT Article 33(2)-(4) **\$96.00****ENTER APPROPRIATE BASIC FEE AMOUNT =****\$ 910.00**Surcharge of **\$130.00** for furnishing the oath or declaration later than ☒ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(e)).**\$ 130.00**

| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | |
|--|--------------|--------------|------------|----------------------|-----------|
| Total claims | 43 - 20 = | 23 | X \$22.00 | \$ 506.00 | |
| Independent claims | 6 - 3 = | 3 | X \$80.00 | \$ 246.00 | |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + \$260.00 | 0.00 | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ 1792.00 | |
| Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28). | | | | \$ 0.00 | |
| SUBTOTAL = | | | | \$ 1792.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | \$ 0.00 | |
| TOTAL NATIONAL FEE = | | | | \$ 1792.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | | \$ 0.00 | |
| TOTAL FEES ENCLOSED = | | | | \$ 1792.00 | |
| | | | | Amount to be: | \$ |
| | | | | refunded | |
| | | | | charged | \$ |

a. ☒ A check in the amount of \$ 1792.00 to cover the above fees is enclosed.b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 13-4895. A duplicate copy of this sheet is enclosed.**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:

MCCORMACK, Myra H.
Mueiting, Raasch & Gebhardt, P.A.
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Minneapolis, Minnesota 55458-1415
United States of America

SIGNATURE:

Myra H. McCormack

NAME

36,602

REGISTRATION NUMBER

Applicant(s): Stefan M. Pulst

Docket No.: 232.00010120

80 Rec'd PCT/PTO 08 JAN1998

Title: NUCLEIC ACID ENCODING SPINOCEREBELLAR ATAXIA-2 AND PRODUCTS RELATED THERETO

Assistant Commissioner for Patents

ATTN: Box PCT

Washington, D.C. 20231

We are transmitting the following documents along with this Transmittal Sheet (which is submitted in duplicate):

☐ Utility Patent Application: Specification (___ pgs); Claims (___ claims on ___ pgs); 1 pg Abstract.☐ Design Patent Application: ___ pgs.☐ ___ Sheet(s) of formal /informal drawing(s).☐ A signed Combined Declaration and Power of Attorney.☒ A return postcard.☐ An Assignment of the invention to ___ and Recordation Form Cover Sheet.☐ A check in the amount of \$40.00 to cover the Assignment Recording Fee.☒ Other: Transmittal Letter to the DO/EO/US (2 pp.); a copy of the originally-filed Request Form; a copy of the originally filed international application; a copy of International Search Report and references attached thereto☒ Revocation, Power of Attorney and Certificate Under 37 CFR 3.73(b)☒ A check in the amount of \$ 1792.00 to cover the filing fee and \$130.00 for late filing of Declaration or Oath, which is calculated below:

| APPLICATION FILING FEE | | | | | |
|--|----------------------------------|---|------------------------------------|-------------------------|--------------|
| | Number of Claims Filed (1) | Claims Included in Basic Filing Fee (2) | Number of Extra Claims (1-2) | Cost per Extra Claim | Fee Required |
| Total Claims | 43 | 20 | 23 | x \$22 = | 506.00 |
| Independent Claims | 6 | 3 | 3 | x \$82 = | 246.00 |
| One or More Multiple Dependent Claims Presented? If Yes, Enter \$270 Here → | | | | | N/A |
| Enter Basic National Filing Fee Here → | | | | | 910.00 |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 20 months from the earliest claimed priority date (37 C.F.R. 1.492(e)), Enter Here → | | | | | 130.00 |
| Total Application Filing Fee | | | | | 1792.00 |

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895. A duplicate copy of this sheet is enclosed.

MUETING, RAASCH & GEBHARDT, P.A.

P.O. Box 581415, Minneapolis, MN 55458 (612-305-1220)

By: Myra H. McCormack

Name: Myra H. McCormack

Reg. No.: 36,602

Direct Dial: 612-305-1225

CERTIFICATE UNDER 37 CFR §1.10:

"Express Mail" mailing label number: EM520296745USDate of Deposit: 08 January 1998

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Attn: Box PCT, Washington, D.C. 20231.

By: Lisa D. LaBrette

Name: Lisa D. LaBrette

(LARGE ENTITY TRANSMITTAL UNDER RULE 1.10)

08/981998

PATENT APPLICATION SERIAL NO. _____

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

01/16/1998 MCLAYBRO 00000037 000:134495 000:134495
01 FC:970 930.00 00
02 FC:964 246.00 00
03 FC:965 75.00 00
04 FI:154 20.00 00